IN THE HIGH COURT OF JUDICATURE AT BOMBAY
CRIMINAL APPELLATE JURISDICTION
CRIMINAL WRIT PETITION NO.2050 OF 2005

Ashok Balaso Dombe ...Petitioner
vs.
State of Maharashtra & Anr. ...Respondents

Mr.V.V.Purwant h/f Mr.Amit Shete for the Petitioner
Ms Rajeshree Gadhvi,A.P.P. for State

CORAM: A.S.OKA,J.
DATE : SEPTEMBER 6,2005

P.C.:

1. Heard Counsel for the Petitioner and the learned A.P.P. for State. The learned Counsel for the Petitioner states that the Petitioner has preferred an Appeal before the State Government for challenging the order dated 19th August 2004 (Exh.B to the Petition). He states that the Appeal is filed in December 2004 and the said Appeal is still pending.

2. The prayer made in this Petition is for grant of parole leave to the Petitioner. As the Appeal preferred by the Petitioner is stated to be pending before the State Government, no relief can be granted to the Petitioner. However, the Appeal deserves to be heard immediately.

3. Hence I pass the following order :

i) Petition is rejected.

ii) If the Appeal preferred by the Petitioner is pending with the State Government, the same shall be decided as expeditiously as possible and preferably within a period of four weeks from the date of receipt of writ of this order.

iii) The Appeal will be decided on its own merits without being influenced by rejection of this Petition.

. Parties to act upon an authenticated copy of this order.

JUDGE